

son for Plff., appellant; C. W. Ashford for Deft., respondent.
In the matter of the estate of Kanali. Probate appeal from Circuit Judge, 3rd Circuit.

DIVORCES.

J. E. Wiseman vs. Amelia Wiseman. R. F. Bickerton for Plff.
Kipola vs. Arthur A. B. Elliott. R. F. Bickerton for Plff.
Hana (w), vs. Mehekulu (k). W. L. Holokahiki for Plff.
Kaepa (k), vs. Hana (w). G. W. Pittpo for Plff.
J. H. Thomas vs. Jennie P. Thomas. S. B. Dole for Plff.; Cecil Brown for Deft.
Raymond de Reyes vs. Kapeka Reyes. W. A. Kinney for Plff.
Maria Kamohai vs. Alina (Ch). W. L. Holokahiki for Plff.
Mary Mitchell vs. Louis Mitchell. S. B. Dole for Plff.
Huaia (w), vs. Solomon (k). W. A. Kinney for Plff.
Kaualehu (w), vs. Kamakanila (k). W. R. Castle for Plff.; M. Thompson and J. M. Peopoe for Deft.
Christian Gertz vs. Anna M. Gertz. E. Preston for Plff.; C. W. Ashford for Deft.
Robert Brown vs. Louisa G. Brown. Smith and Thurston for Plff.

INTERMEDIARY COURT.

BEFORE MR. JUSTICE AUSTIN.

28th March, 1884.

AN QUONG v. W. F. ALLEN.

OPINION OF THE COURT.

This action is brought to recover 49 Mexican silver dollars claimed to have been wrongfully taken from the plaintiff by the defendant.

The defendant answers that as Collector of the Port of Honolulu he properly seized and forfeited them because the plaintiff unlawfully intended to smuggle them into this kingdom. There is a duty of ten per cent *ad valorem* chargeable on the importation of such silver. If the plaintiff intended to import it free of duty the forfeiture is right and he cannot recover.

The proof shows that the plaintiff was employed on the steamship Alameda. He had a chest there in which was this silver. There is no proof that he intended to land the chest and so he had the right to keep his money if he chose, but it was his duty if required to report it and give reasonable assurance that he did not intend to violate the law. On the contrary the revenue officer was looking to make sure there was to be no smuggling, he saw the plaintiff take this money out of his chest and conceal it about his person. This was a suspicious act and the officer properly seized the money. On examination it was found to consist of Mexican silver dollars, being two of 1881, five of 1882, 30 of 1883, and 12 of 1884.

At the trial below the plaintiff said he got at Panama in May, 1883, 150 Mexican silver dollars, and since then till he came here on the Alameda had used from it, and these 49 dollars were what was left. Manifestly this was not true for twelve of the dollars were marked as coined in 1884.

On the appeal he explains that soon after 2833 he came to San Francisco and from that time till he came down here in February he gambled at Fan-tan and there, by lost and won and changed dollars, and this accounts for the 12 of 1884.

On cross examination he says he gambled for all kinds of dollars but invariably received the kind of dollars he paid. This seems unsatisfactory. That he should use his Panama silver for many months in gambling in California and keep this lump all Mexican dollars—seems untrue.

The Government are strongly interested in keeping out of the country this kind of money. I think it quite plain that it was obtained by the plaintiff in California, with intent to smuggle it into this port and was properly forfeited.

The plaintiff's counsel thinks the forfeiture a great hardship and says if sustained we might as well build a wall around the country and declare non-intercourse with the world. If I thought there were no intent to smuggle shown in this case and yet sustained the forfeiture, I should agree with the counsel, but believing as I do I think a barrier erected to keep all such smugglers out of the country would be more appropriate. The judgment must be affirmed with costs.

B. H. Austin, Justice Supreme Court.
J. M. Davidson, for plaintiff; Paul Newman for defendant.

POLICE COURT.

BEFORE POLICE JUSTICE BICKERTON.

MONDAY, March 31, 1884.

Nine offenders forfeited bail of \$6 each for drunkenness.

John Eyer, for assault and battery on a Chinaman, forfeited bail of \$10.

James Antone and Kaniwa did likewise. Makaio, on a charge of disorderly conduct was remanded until the 2nd April. Kaulahiwa, on a similar charge, was similarly dealt with, also Kanamahi. Mr. Kawelo appeared for all of these defendants.

Lakula was charged with furious and headless driving. Plea, not guilty.

Wm. Brown stated that on Saturday

last the defendant was riding very fast in Moanalua, and ran against him, knocking him off his horse.

Found guilty and fined \$5 costs.

CIVIL CASES.

Raymond de Reis vs. Aho. Trespass; damages \$100. Continued by consent until 3rd April.

D. W. Luha vs. Wm. Holt and Luika Holt. Action for damage laid at \$200. Continued by consent until 7th April.

L. Asee vs. J. M. Kahulaha, proprietors Gazette garishness. Assumpsit for \$21.80, settled out of Court. Costs \$3.

TUESDAY, April 1st, 1884.

Hong Chong, a Chinese hack driver was charged with violating Express Rule No. 3, by obstructing the street with his express wagon. Plea, not guilty. Police officer No. 13 told him to "move on," in reply to which the accused made use of very bad language. He was accordingly arrested. Found guilty, and fined \$5.

Peli was charged with disorderly conduct at Pauoa on Monday last. Plea, not guilty. Mr. and Mrs. Cooke testified that the defendant made use of very bad language. This statement was corroborated by other witnesses.

Found guilty and sentenced to five days' imprisonment at hard labor.

Sai Yan, for disorderly conduct, was reprimanded and discharged.

Waiaha, charged with larceny of goods, valued at \$90, the property of Chas. Michels entered a plea of guilty. Sentenced to one year's imprisonment at hard labor and fined \$25. Appeal noted to Supreme Court by J. M. Davidson, counsel for defendant.

CIVIL CASES.

Wilder & Co. versus Kaauana. Deserting contract service. Plea of guilty. Ordered to return to employer. Costs \$3.

Foster & Co. versus Miha. Deserting contract service. Plea, not guilty. Wm. McClean stated that defendant had yet to serve 96 days to complete his contract. Ordered to return to employer and work out contract. Costs \$3.20.

HEALTH REPORT.

MORTUARY REPORT FOR MARCH, 1884.

The total number of deaths reported for the month of March was 49, distributed as follows:

Under 1 year.....	1	From 39 to 40.....	5
From 1 to 5.....	5	From 40 to 50.....	3
From 5 to 10.....	3	From 50 to 60.....	2
From 10 to 20.....	4	From 60 to 70.....	3
From 20 to 30.....	8	Over 70.....	4
Males.....	30	Females.....	19
Hawaiians.....	34	Great Britain.....	1
Chinese.....	9	United States America	0
Portuguese.....	0	Other Nationalities.....	3
South Sea Islands.....	2		

CAUSE OF DEATH.

Abcess.....	2	Dropsy.....	1
Asthma.....	2	Debility.....	1
Alcoholism.....	1	Dysentery.....	1
Beriberi.....	3	Fever.....	7
Bronchitis.....	1	Leptos.....	4
Consumption.....	4	Old Age.....	1
Congestion.....	3	Pneumonia.....	3
Convulsions.....	1	Paralysis.....	1
Disease of Heart.....	1	Unknown.....	8
Total.....	49		
Unattended.....	9		

COMPARATIVE MONTHLY MORTALITY.

March, 1878, deaths.....	34	March, 1882, deaths.....	41
March, 1879, deaths.....	32	March, 1883, deaths.....	50
March, 1880, deaths.....	35	March, 1884, deaths.....	49
March, 1881, deaths.....	37		

DEATHS BY WARDS FOR MONTH.

Ward, 1.....	1	Ward, 6.....	1
Ward, 2.....	3	Ward, 7.....	1
Ward, 3.....	4	Ward, 8.....	1
Ward, 4.....	5	Ward, 9.....	1
Ward, 5.....	6	Ward, 10.....	1
Ward, 11.....	7	Ward, 11.....	1
Ward, 12.....	8	Ward, 12.....	1
Ward, 13.....	9	Ward, 13.....	1
Ward, 14.....	10	Ward, 14.....	1
Ward, 15.....	11	Ward, 15.....	1
Ward, 16.....	12	Ward, 16.....	1
Ward, 17.....	13	Ward, 17.....	1
Ward, 18.....	14	Ward, 18.....	1
Ward, 19.....	15	Ward, 19.....	1
Ward, 20.....	16	Ward, 20.....	1
Ward, 21.....	17	Ward, 21.....	1
Ward, 22.....	18	Ward, 22.....	1
Ward, 23.....	19	Ward, 23.....	1
Ward, 24.....	20	Ward, 24.....	1
Ward, 25.....	21	Ward, 25.....	1
Ward, 26.....	22	Ward, 26.....	1
Ward, 27.....	23	Ward, 27.....	1
Ward, 28.....	24	Ward, 28.....	1
Ward, 29.....	25	Ward, 29.....	1
Ward, 30.....	26	Ward, 30.....	1
Ward, 31.....	27	Ward, 31.....	1
Ward, 32.....	28	Ward, 32.....	1
Ward, 33.....	29	Ward, 33.....	1
Ward, 34.....	30	Ward, 34.....	1
Ward, 35.....	31	Ward, 35.....	1
Ward, 36.....	32	Ward, 36.....	1
Ward, 37.....	33	Ward, 37.....	1
Ward, 38.....	34	Ward, 38.....	1
Ward, 39.....	35	Ward, 39.....	1
Ward, 40.....	36	Ward, 40.....	1
Ward, 41.....	37	Ward, 41.....	1
Ward, 42.....	38	Ward, 42.....	1
Ward, 43.....	39	Ward, 43.....	1
Ward, 44.....	40	Ward, 44.....	1
Ward, 45.....	41	Ward, 45.....	1
Ward, 46.....	42	Ward, 46.....	1
Ward, 47.....	43	Ward, 47.....	1
Ward, 48.....	44	Ward, 48.....	1
Ward, 49.....	45	Ward, 49.....	1
Ward, 50.....	46	Ward, 50.....	1
Ward, 51.....	47	Ward, 51.....	1
Ward, 52.....	48	Ward, 52.....	1
Ward, 53.....	49	Ward, 53.....	1

NOTE.—Seven of the above were non-residents.

JOHN H. BROWN,

Agent Board of Health.

SICKNESS IN SCHOOLS.

DURING MONTH OF FEBRUARY, 1884.

SCHOOLS.	SCHOLARS.	SICK.	PER CENTAGE OF SICKNESS.
Fort St.....	166	1	1.06
Royal.....	251	5	1.99
Pohukaina.....	139	2	1.79
St. Albans.....	Vacation		
St. Louis.....	224	5	2.23
Preparatory.....	Vacation		

Scholars absent three or more consecutive days on account of sickness, or alleged sickness, are reported sick.

In Chambers, Circuit Judge, Second Judicial District, Hawaiian Islands.

In the matter of the division of Mokae 1, 2 and 3, Hana.

On reading and filing the report and petition of the Commissioners appointed to divide and set apart to their respective owners the land known as Mokae 1, 2 and 3, in Hana, Island of Maui, asking that their report be accepted and they discharged; it is ordered that

Monday, April 14, 1884, at 10 A. M.

At the Court-house in Hana, be set as the time and place for hearing the said report and petition, and any objections that may be offered thereto, and all persons interested in said division, notably I. K. Hanama, Kekuaia, Kekahawala, Hahiku, Nakuina, Kaka, Kakaia (w), A. Uina, Kekuaia, Kakaia (w), E. K. Haukea, Maewaewa (w), Kakaia (w), Malana (w), and Kakaia (w), or their representatives, are hereby notified to attend.

ABR. FORNANDER,
Circuit Judge, Second Judicial District, H. I.
Honolulu, March 18, 1884. mh22-w3t

Administrator's Notice.

WHEREAS, THE UNDERSIGNED, S. K. MAHU (k) and NAWAHINE (w) have been duly appointed by the Hon. A. F. Judd, Chief Justice of the Supreme Court of the Hawaiian Islands, on the 11th day of March, 1884, as administrators of the estate of D. K. Mahu (k), of Kailua, Oahu, deceased intestate. Therefore, all persons who are indebted to the estate of the deceased, aforesaid, will settle with us, or with our attorney, John L. Kaulukou; and all persons having claims against the said estate are to present them within six months from this date, or they will be forever barred.

S. K. MAHU,
NAWAHINE,
Administrators of the Estate of D. K. Mahu, deceased intestate.
Honolulu, March 12, 1884. mh15-w4t

Advertisements.

NOTICE.

A. S. CLEGHORN & CO.,

Importers and dealers, at the old corner of North and Waiakene streets, Hilo.

Come One, Come All.

And secure your bargains at reduced rates, where you will find a large assortment of

GENERAL MERCHANDISE,

DRY GOODS, CLOTHING, FANCY GOODS, BOOTS AND SHOES, HARDWARE, AND SADDLERY.

And all goods that are kept in a well-found country store.

Fresh Groceries received by every vessel from the Coast.

Travelers en route for the Volcano will do well in calling and securing saddles, bridles, rubber coats. oct 1-53w

CREAM CANDIES.

P. McInerney,

Importer & Home Manufacturer of

CANDIES OF ALL DESCRIPTIONS,

No. 112 Fort St., just above Hotel St.

Has just made large additions to his establishment and is now prepared to furnish to the trade, the Honolulu public, and residents on the other Islands, the very finest of

HOME-MADE AND IMPORTED CANDIES,

Of all descriptions at very reduced prices.

Receives Fresh Candies by every arrival. He guarantees the purity of his goods. The CREAM CANDIES are a specialty with him, and are a specialty with him, and are made by the best manufacturers in California, and received fresh by every steamer.

Soda Water,

And all kinds of ICED DRINKS.

The best Ice Cream in the City.

The best brand of choice CIGARS always on hand. oct 1-53w

MORRIS & KENNEDY,

FREE ART GALLERY

Dealers in

FINE ARTS

—AND—

ARTISTS' MATERIALS,

19 and 21 Post Street,

San Francisco.

Opposite Masonic Temple. feb 2 w-4m

ENGLING & SMITH,

TIN AND

Sheet Iron Workers,

Plumbers, Roofers and Gasfitters.

All kinds of Tinware ready made or made to order.

No. 54 King Street,

Opposite Police Station.

OUR NAMES AND CAPACITIES BEING well known among the community of Honolulu, as well as on the other Islands, it would be superfluous to add that all work entrusted to us will be

Done in a Satisfactory Manner. Both in regard to workmanship, prices and dispatch. feb 6-w4t

WENNER & CO.

Manufacturers and Importers of

Diamonds, Fine Jewelry,

WATCHES, GOLD AND SILVER WARE. Fort street, opposite Odd Fellows' Hall, Honolulu, H. I. Engraving, and all kinds of Jewelry made to order. Watches, Clocks and Jewelry repaired. feb 6-w3m

C. GERTZ,

—IMPORTER AND DEALER IN—

Boots & Shoes,

—ALSO—

French Dressing.

No. 80, Fort Street, Honolulu. oct 3m-w

Mechanical.

G. LUCAS,

Contractor and Builder.

Honolulu

Steam

Planing

MILLS

Esplanade, Honolulu, H. I.

Manufactures all kinds of

Mouldings, Brackets, Window Frames, Doors, Sashes, Blinds and all kinds of Wood-work finish.

TURNING & SCROLL SAWING.

All kinds of

Planing and Sawing,

Mortising and Tenoning.

Plans, Specifications, Detailed Drawings and estimates furnished upon Application.

Plantation Work of all kinds, either in Brick, Wood, Iron or Stone Construction Door in Workmanlike manner, and at reasonable prices.

ORDERS PROMPTLY ATTENDED

And Work Guaranteed.

Orders from the other Islands solicited. oct 1-53w

BEYOND COMPETITION!

R. More & Co.,

King Street, (between Bethel and Fort.)

REPAIRING AND CONSTRUCTION

of all kinds of Machinery and Smith's work.

GUNS & PISTOLS

For Sale and Repaired. Having

STEAM POWER,

IMPROVED TOOLS and SKILLED WORKMEN.

We can execute all kinds of work in our line.

NEATNESS & DISPATCH.

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73 King Street, Honolulu. oct 1-53w

JOHN BOWLER,

PLAIN

Ornamental & Stucco

Plasterer.

Artificial Stone Sidewalks Laid,

Cementing in all its Branches,

Whitening, Calsomining and Jobbing

Promptly attended to.

Asbestos Steam Pipe & Boiler Covering,

Done in the best manner, and by experienced workmen.

As to ability to perform work in our line, we beg to refer the public generally to the residence of Sam'l G. Wilder, H. H. Ruth, Keelikolani and Hon. C. H. Judd.

Leave Orders at Lucas' Planing Mill, Fort Street, or Box 27, Post Office. oct 1-53w

C. C. COLEMAN,

Blacksmith and Machinist.

Hose Shoeing.

CARRIAGE WORK, &c.

Shop on King Street, next to Castle & Cooke's. oct 1-53w

BROWN & PHILLIPS,

...PRACTICAL...

PLUMBERS, GASFITTERS,

—AND—

COPPERSMITHS.

No. 71 King street, Honolulu, H. I.

House & Ship Job Work